

CIVIL COMPLAINT FORM TO BE USED BY A *PRO SE* PRISONERIN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIATherin Powell 05-23902

Full Name of Plaintiff

Inmate Number

v.

Tyson Havens

Name of Defendant 1

Dent

Name of Defendant 2

Caschira

Name of Defendant 3

Loudenslager

Name of Defendant 4

Gardner

Name of Defendant 5

(Print the names of all defendants. If the names of all defendants do not fit in this space, you may attach additional pages. Do not include addresses in this section).

Civil No. 4:21-cv-1565

(to be filled in by the Clerk's Office)

☒ Demand for Jury Trial☐ No Jury Trial DemandFILED
SCRANTON

SEP 13 2021

PER

DEPUTY CLERK

I. NATURE OF COMPLAINT

Indicate below the federal legal basis for your claim, if known.

☒ Civil Rights Action under 42 U.S.C. § 1983 (state, county, or municipal defendants)☐ Civil Rights Action under Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971) (federal defendants)☒ Negligence Action under the Federal Tort Claims Act (FTCA), 28 U.S.C. § 1346, against the United States

Defendant 6

~~And~~ A D Nerson

Defendant 7

Y S M S

Defendant 8

E P K I N

Defendant 9

Bell

Defendant 10

Nancy Butts

Defendant 11

Ryan Gardner

II. ADDRESSES AND INFORMATION

A. PLAINTIFF

Powell, Therin, Rah~~me~~^{mee}

Name (Last, First, MI)

05-23902

Inmate Number

Lycoming County prison

Place of Confinement

277 W Third Street

Address

Williamsport, Lycoming, PA, 17701

City, County, State, Zip Code

Indicate whether you are a prisoner or other confined person as follows:

- ☒ Pretrial detainee
☐ Civilly committed detainee
☐ Immigration detainee
☐ Convicted and sentenced state prisoner
☐ Convicted and sentenced federal prisoner

B. DEFENDANT(S)

Provide the information below for each defendant. Attach additional pages if needed.

Make sure that the defendant(s) listed below are identical to those contained in the caption. If incorrect information is provided, it could result in the delay or prevention of service of the complaint.

Defendant 1:

Havens, Tyson

Name (Last, First)

Detective Havens NEU of Lycoming County

Current Job Title

245 W 4th Street

Current Work Address

Williamsport, Lycoming, PA, 17701

City, County, State, Zip Code

Defendant 2:

Dent
Name (Last, First)
New of Lycoming County PA
Current Job Title
245 W 4th Street
Current Work Address
Williamsport, Lycoming, PA, 17701
City, County, State, Zip Code

Defendant 3:

Erschberg
Name (Last, First)
New of Lycoming County PA
Current Job Title
245 W 4th Street
Current Work Address
Williamsport, Lycoming, PA 17701
City, County, State, Zip Code

Defendant 4:

Louden Slater
Name (Last, First)
New of Lycoming County PA
Current Job Title
245 W 4th Street
Current Work Address
Williamsport, Lycoming PA 17701
City, County, State, Zip Code

Defendant 5:

Gardner
Name (Last, First)
New of Lycoming County PA
Current Job Title
245 W 4th Street
Current Work Address
Williamsport, Lycoming PA 17701
City, County, State, Zip Code

Defendant 6

ADNERSON

Neu of Lycoming County Pa

245 w 4th Street

Williamsport, Lycoming PA 17701

Defendant 7

USMS

Williamsport, Lycoming PA 17701

Defendant 8

EDKin

Neu of Lycoming County Pa

245 w 4th Street

Williamsport, Lycoming PA 17701

Defendant 9

Bell

Neu of Lycoming County Pa

245 w 4th Street

Williamsport, Lycoming PA 17701

Defendant 10

Nancy Butts

Judge

248 w third Street

Williamsport Pa, Lycoming Pa 17701

Additional Defendants

Defendants II

Ryan Gardner

District Attorney

420 W Third Street

Williamsport Pa Lycoming PA 17701

III. STATEMENT OF FACTS

State only the facts of your claim below. Include all the facts you consider important. Attach additional pages if needed.

A. Describe where and when the events giving rise to your claim(s) arose.

Lycoming County Pennsylvania Oct, 1, 2020
and 7-13-21 apx

B. On what date did the events giving rise to your claim(s) occur?

Oct, 1, 2020 and 7-13-21 apx

C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what?)

Detective Tyson Havens of the New of Lycoming County and other defendants charged the Plaintiff in a criminal matter on 10-1-2020. Plaintiff was illegal detainee violating his Constitution Rights 8th Amendment of cruel and unusually punishment 5th Amend due process and 14th Amend of due process. The case was dismissed by Judge Marc Lovecchio on June 13th apx 2021. The dtA appeal it to Superior Court and was denied on 7-27-2021 apx. ~~State~~ Individual and official capacity and theft of property. Defendants acted with malicious prosecution and retaliatory conduct and took fraudulent case to the grand jury having this Plaintiff indicted on or about 7-8-21. This retaliatory conduct was orchestrated by Tyson Havens whom has a vendetta against the Plaintiff for years.

IV. LEGAL CLAIM(S)

You are not required to make legal argument or cite any cases or statutes. However, state what constitutional rights, statutes, or laws you believe were violated by the above actions. If you intend to assert multiple claims, number and set forth each claim in separate paragraphs. Attach additional pages if needed.

8th Amendment cruel and unusually punishment
 14th and 5th Amendment of due process
 Retaliatory conduct, malicious prosecution
 Harassment, Intentionally Infliction of
 Emotional distress, Vindictive prosecution,
 Theft of property

V. INJURY

Describe with specificity what injury, harm, or damages you suffered because of the events described above.

Illegal Detention and Confinement, Intentional
 Inflicting of emotion distress, loss of life, liberty without
 due process

VI. RELIEF

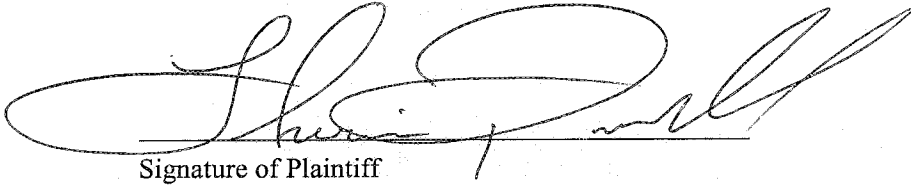
State exactly what you want the court to do for you. For example, you may be seeking money damages, you may want the court to order a defendant to do something or stop doing something, or you may be seeking both types of relief. If you are seeking monetary relief, state your request generally. Do not request a specific amount of money.

Charges dismissed with ~~and~~ prejudice, Restraining
 order, property returned, dismissed indictment

VII. SIGNATURE

By signing this complaint, you represent to the court that the facts alleged are true to the best of your knowledge and are supported by evidence, that those facts show a violation of law, and that you are not filing this complaint to harass another person or for any other improper purpose.

Local Rule of Court 83.18 requires *pro se* plaintiffs to keep the court informed of their current address. If your address changes while your lawsuit is being litigated, you must immediately inform the court of the change in writing. By signing and submitting the complaint form, you agree to provide the Clerk's Office with any changes to your address where case-related papers may be served, and you acknowledge that your failure to keep a current address on file with the Clerk's Office may result in dismissal of your case.



Signature of Plaintiff

8.31.21

Date